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June 29, 2006

**VIA ELECTRONIC FILING**

Honorable Joseph J. Farnan, Jr.  
United States District Court  
844 N. King Street, 4<sup>th</sup> floor  
Wilmington, DE 19801

**RE: Dennis Smith v. Frankford Township, et al.**  
**C.A. No. 98-639-JJF**

Dear Judge Farnan:

The June 8, 2006 Pre-Trial Conference in the above matter was postponed at Mr. Smith's request. Since June 8 I have discussed the possibility of settlement with Mr. Smith.

We both agree that a mediation with Judge Thyngne could be helpful. We therefore request that Your Honor refer this matter to the United States Magistrate pursuant to 28 U.S.C. § 636 to explore the possibility of settlement. I note there has been no prior referral for mediation during the long history of this case.

Respectfully submitted,  
/s/ Bruce C. Herron  
Bruce C. Herron  
Attorney for Defendant

BCH:tad

cc: Dennis Smith (pro se) (via first class mail)  
United States District Court Clerk (via first class mail)

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bcc: Dennis Schrader, Esquire (via fax only)

bps: Dennis,

Mr. Smith mentioned that he spoke to you about the sign issue in the Chancery Court case. He would like to get that resolved along with the Federal action. Please give me a call to discuss this when you get a chance.